

Memorandum 2013-35

**Fish and Game Law: Revised Provisions in
Proposed Division 2 (Administration)**

At its June 2013 meeting, the Commission considered Memorandum 2013-30 and Memorandum 2013-31,¹ which discussed public comment on issues relating to Division 2 of the proposed Fish and Wildlife Code (“Administration”). The Commission approved a number of revisions to the content of Division 2. This memorandum presents a draft of the revisions. The Commission should decide whether to approve them, with or without further changes.

Unless otherwise indicated, all statutory references in this memorandum are to the Fish and Game Code.

TRANSLATION OF REPORTS

The Commission directed the staff to prepare a revised version of proposed Section 50, which includes language authorizing the Department of Fish and Wildlife to translate statements and reports into languages other than English, at its discretion.²

Language to effect that change is set out below. Differences from the version of proposed Section 50 provided in the attachment to Memorandum 2013-12 are shown in strikeout and underscore.

§ 50. Use of English in statements and reports

50. Whenever any statement or report is required to be made, it shall be made in the English language. Nothing in this section shall prohibit the department from providing an unofficial translation of a statement or report in a language other than English.

1. Any California Law Revision Commission document referred to in this memorandum can be obtained from the Commission. Recent materials can be downloaded from the Commission’s website (www.clrc.ca.gov). Other materials can be obtained by contacting the Commission’s staff, through the website or otherwise.

The Commission welcomes written comments at any time during its study process. Any comments received will be a part of the public record and may be considered at a public meeting. However, comments that are received less than five business days prior to a Commission meeting may be presented without staff analysis.

2. Minutes (June 2013), p. 15.

Comment. The first sentence of Section 50 continues former Section 7 without change. The second sentence is drawn from Code of Civil Procedure Section 185. It authorizes, but does not require, unofficial translation of statements and reports into languages other than English.

Is that language acceptable?

RULEMAKING FACTORS

The Commission decided that proposed Section 560 should be revised so that it applies to rulemaking under proposed Section 565,³ thus:

§ 560. Factors to be considered

560. When adopting regulations pursuant to Section 555 or Section 565, the commission shall consider populations, habitat, food supplies, the welfare of individual animals, and other pertinent facts and testimony.

Comment. Section 560 continues former Section 203.1 without change, except as indicated below:

The following nonsubstantive change was made:

- A cross-reference to former Section 203 was updated.

The following substantive change was made:

- The provision was made applicable to rulemaking under Section 565.

Is that language acceptable?

SPOTTED FAWNS AND SPIKE BUCKS

The Commission decided that proposed Section 575(a)(4) should be revised to make clear that it flatly prohibits the adoption of a regulation permitting the taking of spotted fawns and spike bucks.⁴

The manner in which that revision is made is contingent on how the Commission decides to handle the existing distinction between “Article 1 Rulemaking” and “Non-Article 1 Rulemaking,” which has been discussed at

3. *Id.*

4. *Id.*

length in prior materials.⁵ The Commission has not yet made a decision on that issue, in part because it is awaiting input from the Fish and Game Commission.⁶

RULEMAKING CROSS-REFERENCES

The Commission decided that proposed Section 575(b)-(c) should be deleted.⁷ Again, the drafting of that change will need to wait until the Commission has decided how to handle the Article 1 rulemaking issue.

TERMINOLOGY

“Fish and Game Warden”

The Commission has decided that the term “fish and game warden” should be replaced with “wildlife officer” throughout the proposed Fish and Wildlife Code.⁸

There are two provisions of proposed Division 2 that need to be revised to implement that decision.⁹ However, the staff intends to move both of those provisions to proposed Division 3 (“Enforcement”).¹⁰

For that reason, the revisions are not set out here. Instead, they will be incorporated into the draft of Division 3 that will be attached to Memorandum 2013-41.

“Sportsmen’s Show”

The Commission decided to revise proposed Section 1255 to replace the term “fish and game” with “fish and wildlife” and to replace the term “sportsmen’s show” with “hunting or sport fishing show.”¹¹

As shown in the text of proposed Section 1255 that is set out below, the term “sportsmen’s show” is being used in a disjunctive list. That makes use of the conjunction “or” in “hunting or sport fishing show” somewhat awkward. For that reason, the staff suggests a slightly different phrasing:

5. Memorandum 2013-13, pp. 4-11.

6. Memorandum 2013-31, p. 2.

7. Minutes (June 2013), p. 15.

8. *Id.*

9. Proposed Sections 1125 & 1145.

10. See staff recommendation at Memorandum 2013-33, p. 2; Minutes (June 2013), p. 16.

11. Minutes (June 2013), p. 16.

§ 1255. Educational displays

1255. For the purpose of exhibiting fish and ~~game~~ wildlife educational material at fairs ~~or sportsmen's~~ , hunting shows, or sport fishing shows and making other public displays, and to make conservation educational materials on fish and ~~game~~ wildlife available for any public use, including fairs, ~~sportsmen's~~ hunting shows, sport fishing shows, schools, and civic organizations, the department may:

(a) Accept on behalf of the State donations of money and services from any person to defray any expenses that may be incurred by the department in connection with those activities.

(b) Charge admissions or make a charge for the use of any departmental material or exhibits to be used in a fair, ~~sportsmen's~~ hunting show, or sport fishing show, or by a civic organization.

Comment. Section 1255 continues former Section 1005 without change, except as indicated below:

The following nonsubstantive changes were made:

- The word "such" was replaced with "any."
- The word "therewith" was replaced with "with those activities."
- The words "fish and game" were replaced with "fish and wildlife."
- The words "sportsmen's show" were replaced with references to a "hunting show" and "sport fishing show."

Is that language acceptable?

AGREEMENT WITH PRIVATE ENTITY

The Commission decided to revise proposed Section 1310 to read as follows:¹²

§ 1310. Funding agreements

1310. Notwithstanding any other provision of law, the department may enter into one or more agreements with any person, nonprofit organization, or other public or private entity, as may be appropriate, to assist the department in its efforts to secure long-term private funding sources for purposes relating to conservation programs, projects, and activities by the department. The authority to enter into agreements ~~for the purposes of~~ under this section shall include, but not be limited to, ~~for the purposes of securing~~ the authority to secure donations, memberships, corporate and individual sponsorships, and marketing and licensing agreements.

Comment. Section 1310 ~~continues~~ restates former Section 1227 without substantive change.

12. *Id.*

Is that language acceptable?

FISH AND WILDLIFE DISTRICTS

The Commission decided that the provisions defining Fish and Wildlife Districts should be revised to (1) name each district after the code section that describes the district and (2) expressly authorize reference to districts by their former names.¹³ The Commission directed the staff to prepare a revised draft of the district provisions, consistent with those decisions.

Because of the length and technical complexity of the district provisions, the revisions are not set out in this memorandum. Instead, a draft of the revised sections is attached.

To make the revised provisions more readable, the revisions are not shown in strikeout and underscore. However, to simplify the process of confirming that all references to districts have been updated, each use of the word “district” has been bolded.

Is the language set out in the attached draft acceptable?

Respectfully submitted,

Brian Hebert
Executive Director

13. *Id.*

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DIVISION 2. ADMINISTRATION

PART 3. DISTRICTS

§ 1700. Fish and Game Districts

1700. (a) For the protection of fish and wildlife, the State of California is divided into fish and wildlife **districts** to be known and designated as provided in this division.

(b) Unless otherwise provided, the townships and ranges specified in this division are referred to the Mount Diablo base and meridian.

Comment. Section 1700 continues former Section 11000 without change, except as indicated below:

The following nonsubstantive change was made:

- Subdivisions were added.

§ 1705. District 1705

1705. (a) The following constitutes Fish and Wildlife **District 1705**:

Those portions of the following counties not included in other **districts**: Shasta, Tehama, Plumas, Butte, Sierra, Sutter, Yuba, Nevada, Placer, Sacramento, Madera, Tulare; those portions of San Joaquin County lying east and north of the east bank of the San Joaquin River and not included in **District 1740**; those portions of Stanislaus and Merced Counties lying east of the west bank of the San Joaquin River; those portions of Fresno County lying east of the west bank of Fresno Slough, Fish Slough and Summit Lake; those portions of Kings County lying east of the main power line of the San Joaquin Light and Power Company, crossing the north line of Kings County in Section 4, T. 18 S., R. 19 E., southerly to its crossing of State Highway No. 41 between Secs. 21 and 22, T. 21 S., R. 19 E., and east of State Highway No. 41 southerly to its intersection with State Highway No. 33, and easterly of State Highway No. 33 from said intersection to the south line of said county in Section 36, T. 24 S., R. 18 E.; those portions of Kern County lying east of State Highway No. 33 between the northerly line of said county in Section one (1), T. 25 S., R. 18 E., M. D. B. & M., and the City of Taft and U. S. Highway No. 399 between the City of Taft and the City of Maricopa, and lying north of State Highway No. 166 from the City of Maricopa easterly to the intersection of said highway with U.S. Highway No. 99 in Section twelve (12), T. 11 N., R. 20 W., S. B. B. & M., and lying east of U.S. Highway No. 99 from the above-mentioned point of intersection to where the said U.S. highway crosses the northern boundary line of Los Angeles County, not included in other **districts**.

(b) Any reference to “**District 1**” shall be construed as a reference to **District 1705**.

Comment. Section 1705 continues former Section 11001 without change, except as indicated below:

1 The following nonsubstantive changes were made:

- 2 • The district was renamed.
- 3 • Language authorizing reference to the district by its former name was added.
- 4 • A reference to a district by its former name was updated to reflect its new name.

5 **§ 1710. District 1710**

6 1710. (a) The following constitutes Fish and Wildlife **District 1710**:

7 Those portions of the following counties not included in other **districts**: Alpine,
8 El Dorado, Amador, Calaveras, Tuolumne and Mariposa.

9 (b) Except as otherwise provided, all of the provisions of this code relating to
10 **District 1705** shall apply to **District 1710**.

11 (c) Any reference to “**District 1 3/8**” shall be construed as a reference to
12 **District 1710**.

13 **Comment.** Section 1710 continues former Section 11002 without substantive change, except
14 as indicated below:

15 The following nonsubstantive changes were made:

- 16 • Subdivisions were added.
- 17 • The district was renamed.
- 18 • Language authorizing reference to the district by its former name was added.
- 19 • A reference to a district by its former name was updated to reflect its new name.

20 **§ 1715. District 1715**

21 1715. (a) The following constitutes Fish and Wildlife **District 1715**:

22 Those portions of the Counties of Del Norte, Siskiyou, Trinity, and Humboldt
23 not included in other **districts**.

24 (b) Any reference to “**District 1 1/2**” shall be construed as a reference to
25 **District 1715**.

26 **Comment.** Section 1715 continues former Section 11003 without change, except as indicated
27 below:

28 The following nonsubstantive changes were made:

- 29 • The district was renamed.
- 30 • Language authorizing reference to the district by its former name was added.

31 **§ 1720. District 1720**

32 1720. (a) The following constitutes Fish and Wildlife **District 1720**:

33 Those portions of the County of Modoc not included in other **districts** and that
34 portion of the County of Siskiyou lying east of the Weed-Klamath Falls Highway
35 between the north line of the County of Siskiyou and the Town of Weed and east
36 of the Pacific Highway between the Town of Weed and the junction of Pacific
37 Highway and the McCloud-Fall River Mills Highway and north and east of the
38 McCloud-Fall River Mills Highway to the Siskiyou and Shasta county line and
39 that part of Shasta County lying north and east of the McCloud-Fall River Mills
40 Highway to its junction with the road to Lake Britton at Dickson Flat and east of
41 that road through Burney Falls State Park to its junction with the Hat Creek-
42 Lassen Highway at the Redding-Alturas Highway and east of the Hat Creek-

1 Lassen Highway to Lassen Volcanic National Park and north and east to the north
2 and east boundary of Lassen Volcanic National Park to its junction with the
3 Lassen county line. That part of Lassen County north and east of the north and east
4 boundary of the Lassen Volcanic National Park to its junction with the north line
5 of **District** 1875 and east of the east boundary of **District** 1875 to its junction with
6 the Lassen-Plumas county line approximately one mile southeast of Coyote Peak
7 in Sec. 24, T. 28 N., R. 10 E. and north and west of the Plumas-Lassen county line
8 between the boundary of **District** 1875 and the Susanville-Taylorsville road.

9 (b) Any reference to “**District** 1 3/4” shall be construed as a reference to
10 **District** 1720.

11 **Comment.** Section 1720 continues former Section 11004 without change, except as indicated
12 below:

13 The following nonsubstantive changes were made:

- 14 • The district was renamed.
- 15 • Language authorizing reference to the district by its former name was added.
- 16 • Reference to districts by their former names were updated to reflect their new names.

17 **§ 1725. District 1725**

18 1725. (a) The following constitutes Fish and Wildlife **District** 1725:

19 Those portions of the following counties not included in other **districts**:
20 Mendocino, Glenn, Colusa, Yolo, Solano, Napa, Sonoma, and Marin; that portion
21 of San Francisco Bay lying westerly of a line drawn from California Point to San
22 Quentin Point; that portion of San Francisco Bay lying westerly of a line drawn
23 from San Quentin Point to San Pedro Point, in Marin County; that portion of San
24 Pablo Bay lying westerly of a line drawn from San Pedro Point to the south side of
25 the mouth of Novato Creek; and that portion of San Pablo Bay lying northerly of a
26 line drawn due east from the south side of the mouth of Novato Creek to the
27 westerly shore of Mare Island.

28 (b) Any reference to “**District** 2” shall be construed as a reference to **District**
29 1725.

30 **Comment.** Section 1725 continues former Section 11005 without change, except as indicated
31 below:

32 The following nonsubstantive changes were made:

- 33 • The district was renamed.
- 34 • Language authorizing reference to the district by its former name was added.

35 **§ 1730. District 1730**

36 1730. (a) The following constitutes Fish and Wildlife **District** 1730:

37 Lake County and the waters of Clear Lake.

38 (b) Any reference in this code to Clear Lake refers to **District** 1730.

39 (c) Except as otherwise provided, all of the provisions of this code relating to
40 **District** 1725 apply to **District** 1730.

41 (d) Any reference to “**District** 2 1/4” shall be construed as a reference to
42 **District** 1730.

1 **Comment.** Section 1730 continues former Section 11006 without change, except as indicated
2 below:

3 The following nonsubstantive changes were made:

- 4 • Subdivisions were added.
- 5 • The district was renamed.
- 6 • Language authorizing reference to the district by its former name was added.
- 7 • A reference to a district by its former name was updated to reflect its new name.

8 **§ 1735. District 1735**

9 1735. (a) The following constitutes Fish and Wildlife **District 1735**:

10 Those portions of T. 24 N., R. 18 and 19 W.; 23 N., R. 17 and 18 W.; 22 N., R.
11 17 and 18 W.; 21 N., R. 17 W., west of the summit of the divide between the
12 Pacific Ocean and the south fork of the Eel River.

13 All of T. 12, 13, 14, 15, 16, 17, 18 N., R. 16 W.; and T. 12, 13, 14, 15, 16, 17,
14 18, 19 and 20 N., R. 17 W., and T. 17 and 18 N., R. 18 W.

15 All being townships located in western Mendocino County.

16 (b) Any reference to “**District 2 1/2**” shall be construed as a reference to
17 **District 1735**.

18 **Comment.** Section 1735 continues former Section 11007 without change, except as indicated
19 below:

20 The following nonsubstantive changes were made:

- 21 • The district was renamed.
- 22 • Language authorizing reference to the district by its former name was added.

23 **§ 1740. District 1740**

24 1740. (a) The following constitutes Fish and Wildlife **District 1740**:

25 Those portions of the following counties not included in other **districts**: San
26 Francisco, Contra Costa, Alameda, San Mateo, Santa Cruz, Santa Clara, San
27 Benito, Monterey, San Joaquin, Stanislaus, Merced, Fresno, and Kings.

28 (b) Any reference to “**District 3**” shall be construed as a reference to **District**
29 **1740**.

30 **Comment.** Section 1740 continues former Section 11008 without change, except as indicated
31 below:

32 The following nonsubstantive changes were made:

- 33 • A misspelling of the word “districts” is corrected.
- 34 • The district was renamed.
- 35 • Language authorizing reference to the district by its former name was added.

36 **§ 1745. District 1745**

37 1745. (a) The following constitutes Fish and Wildlife **District 1745**:

38 Those portions of the following counties not included in other **districts**: San
39 Luis Obispo, Santa Barbara, Ventura, and Kern.

40 (b) Except as otherwise provided all of the provisions of this code applicable to
41 **District 1740** apply to **District 1745**.

1 (c) Any reference to “**District 3 1/2**” shall be construed as a reference to
2 **District 1745**.

3 **Comment.** Section 1745 continues former Section 11009 without change, except as indicated
4 below:

5 The following nonsubstantive changes were made:

- 6 • The district was renamed.
- 7 • Language authorizing reference to the district by its former name was added.
- 8 • A reference to a district by its former name was updated to reflect its new name.

9 **§ 1750. District 1750**

10 1750. (a) The following constitutes Fish and Wildlife **District 1750**:

11 Those portions of the following counties not included in other **districts**: San
12 Bernardino, Riverside, and Orange.

13 (b) Any reference to “**District 4**” shall be construed as a reference to **District**
14 **1750**.

15 **Comment.** Section 1750 continues former Section 11010 without change, except as indicated
16 below:

17 The following nonsubstantive changes were made:

- 18 • The district was renamed.
- 19 • Language authorizing reference to the district by its former name was added.

20 **§ 1755. District 1755**

21 1755. (a) The following constitutes Fish and Wildlife **District 1755**:

22 All of Los Angeles County not included within other **districts**.

23 (b) Except as otherwise provided, all of the provisions of this code applicable to
24 **District 1750** apply to **District 1755**.

25 (c) Any reference to “**District 4 1/8**” shall be construed as a reference to
26 **District 1755**.

27 **Comment.** Section 1755 continues former Section 11011 without change, except as indicated
28 below:

29 The following nonsubstantive changes were made:

- 30 • Subdivisions were added.
- 31 • The district was renamed.
- 32 • Language authorizing reference to the district by its former name was added.
- 33 • A reference to a district by its former name was updated to reflect its new name.

34 **§ 1760. District 1760**

35 1760. (a) The following constitutes Fish and Wildlife **District 1760**:

36 Those portions of the Counties of Mono and Inyo not included in other **districts**.

37 (b) Any reference to “**District 4 1/2**” shall be construed as a reference to
38 **District 1760**.

39 **Comment.** Section 1760 continues former Section 11012 without change, except as indicated
40 below:

41 The following nonsubstantive changes were made:

- 42 • The district was renamed.

- Language authorizing reference to the district by its former name was added.

§ 1765. District 1765

1765. (a) The following constitutes Fish and Wildlife **District 1765**:

Those portions of the Counties of San Diego and Imperial not included in other **districts**.

(b) Any reference to “**District 4 3/4**” shall be construed as a reference to **District 1765**.

Comment. Section 1765 continues former Section 11013 without change, except as indicated below:

The following nonsubstantive changes were made:

- The district was renamed.
- Language authorizing reference to the district by its former name was added.

§ 1770. District 1770

1770. (a) The following constitutes Fish and Wildlife **District 1770**:

The ocean waters and tidelands of the State to the high-water mark lying between the northern boundary of this State and a line extending due west from the west end of the north jetty at the entrance of Humboldt Bay, excluding all sloughs, streams, and lagoons.

(b) Any reference to “**District 6**” shall be construed as a reference to **District 1770**.

Comment. Section 1770 continues former Section 11014 without change, except as indicated below:

The following nonsubstantive changes were made:

- The district was renamed.
- Language authorizing reference to the district by its former name was added.

§ 1775. District 1775

1775. (a) The following constitutes Fish and Wildlife **District 1775**:

The ocean waters and tidelands of the State to high-water mark between a line extending due west from the west end of the north jetty at the entrance of Humboldt Bay and the southern boundary of Mendocino County, excluding the ocean waters between the north and south jetties at the entrance of Humboldt Bay from the westerly end of each of said jetties in the Pacific Ocean to their respective aprons on the shores of Humboldt Bay, and also excluding all sloughs, streams, and lagoons.

(b) Any reference to “**District 7**” shall be construed as a reference to **District 1775**.

Comment. Section 1775 continues former Section 11015 without change, except as indicated below:

The following nonsubstantive changes were made:

- The district was renamed.
- Language authorizing reference to the district by its former name was added.

1 **§ 1780. District 1780**

2 1780. (a) The following constitutes Fish and Wildlife **District 1780**:

3 The waters and tidelands to high-water mark of Humboldt Bay lying north of a
4 straight line running east from the center of apron at the approach of the south
5 jetty at the entrance of Humboldt Bay to the east shore line of the bay including
6 the entrance of Humboldt Bay not included in **District 1775**, and excluding all
7 rivers, streams, and sloughs emptying into the bay.

8 (b) Any reference to “**District 8**” shall be construed as a reference to **District**
9 **1780**.

10 **Comment.** Section 1780 continues former Section 11016 without change, except as indicated
11 below:

12 The following nonsubstantive changes were made:

- 13 • The district was renamed.
- 14 • Language authorizing reference to the district by its former name was added.
- 15 • A reference to a district by its former name was updated to reflect its new name.

16 **§ 1785. District 1785**

17 1785. (a) The following constitutes Fish and Wildlife **District 1785**:

18 The waters and tidelands to high-water mark of Humboldt Bay lying south of a
19 straight line running east from the center of apron at the approach to the south jetty
20 at the entrance of Humboldt Bay to the east shore line of the bay, excluding all
21 rivers, streams, and sloughs emptying into the bay.

22 (b) Any reference to “**District 9**” shall be construed as a reference to **District**
23 **1785**.

24 **Comment.** Section 1785 continues former Section 11017 without change, except as indicated
25 below:

26 The following nonsubstantive changes were made:

- 27 • The district was renamed.
- 28 • Language authorizing reference to the district by its former name was added.

29 **§ 1790. District 1790**

30 1790. (a) The following constitutes Fish and Wildlife **District 1790**:

31 The ocean waters and the tidelands of the State to high-water mark lying
32 between the southern boundary of Mendocino County and a line extending west
33 from the Pigeon Point lighthouse in San Mateo County, including the waters of
34 Tomales Bay to a line drawn from the mouth of the unnamed creek approximately
35 1500 feet north of Tomasini Point southwesterly 218° magnetic to the mouth of the
36 unnamed creek at Shell Beach, and excluding Bodega Lagoon and all that portion
37 of Bolinas Bay lying inside of Bolinas bar, that portion of San Francisco Bay lying
38 east of a line drawn from Point Bonita to Point Lobos and all rivers, streams, and
39 lagoons.

40 (b) The amendment of this section by the Legislature at the 1963 Regular
41 Session has no effect on the cultivation of oysters by persons licensed under
42 Article 4 (commencing with Section 6480), Chapter 5, Part 1, Division 6.

1 (c) Any reference to “**District 10**” shall be construed as a reference to **District**
2 1790.

3 **Comment.** Section 1790 continues former Section 11018 without change, except as indicated
4 below:

5 The following nonsubstantive changes were made:

- 6 • Subdivisions were added.
- 7 • The district was renamed.
- 8 • Language authorizing reference to the district by its former name was added.

9 **§ 1800. District 1800**

10 1800. (a) The following constitutes Fish and Wildlife **District 1800**:

11 The waters and tidelands of San Francisco Bay to high-water mark bounded as
12 follows: Beginning at the extreme westerly point of Point Bonita; thence in a
13 direct line to the extreme westerly point of Point Lobos; thence around the shore
14 line of San Francisco Bay to the foot of Powell Street; thence in a direct line
15 northwesterly to Peninsula Point, the most southerly extremity of Belvedere
16 Island; thence in a direct line westerly to the easternmost point of the ferry dock at
17 Sausalito; thence southerly and westerly around the shore of San Francisco Bay to
18 the point of beginning.

19 (b) Any reference to “**District 11**” shall be construed as a reference to **District**
20 1800.

21 **Comment.** Section 1800 continues former Section 11019 without change, except as indicated
22 below:

23 The following nonsubstantive changes were made:

- 24 • The district was renamed.
- 25 • Language authorizing reference to the district by its former name was added.

26 **§ 1810. District 1810**

27 1810. (a) The following constitutes Fish and Wildlife **District 1810**:

28 The waters and tidelands of San Francisco Bay to high-water mark not included
29 in **Districts 1800 and 1815**, the waters and tidelands to high-water mark of San
30 Leandro Bay, Oakland Creek or estuary, San Antonio Creek in Alameda County,
31 Raccoon Straits, and San Pablo Bay, and the Carquinez Straits to the Carquinez
32 Bridge, and all lands and waters included within the exterior boundaries of these
33 **districts** and excluding all tributary sloughs, creeks, bays, rivers, and overflowed
34 areas not specifically described herein.

35 (b) Any reference to “**District 12**” shall be construed as a reference to **District**
36 1810.

37 **Comment.** Section 1810 continues former Section 11020 without change, except as indicated
38 below:

39 The following nonsubstantive changes were made:

- 40 • A misspelling of the word “raccoon” was corrected.
- 41 • The district was renamed.
- 42 • Language authorizing reference to the district by its former name was added.
- 43 • Reference to districts by their former names were updated to reflect their new names.

1 § 1815. **District 1815**

2 1815. (a) The following constitutes Fish and Wildlife **District 1815**:

3 The waters and tidelands to high-water mark of San Francisco Bay lying to the
4 south of a line drawn between the Ferry Building at the foot of Market Street in
5 San Francisco and the mouth of the Oakland Creek or estuary in Alameda County,
6 excluding all streams, sloughs, and lagoons.

7 (b) Any reference to “**District 13**” shall be construed as a reference to **District**
8 **1815**.

9 **Comment.** Section 1815 continues former Section 11022 without change, except as indicated
10 below:

11 The following nonsubstantive changes were made:

- 12 • The district was renamed.
- 13 • Language authorizing reference to the district by its former name was added.

14 § 1820. **District 1820**

15 1820. (a) The following constitutes Fish and Wildlife **District 1820**:

16 The waters and tidelands to high-water mark of that portion of Monterey Bay
17 lying to the south of a line drawn 100° magnetic from the extreme northerly point
18 of Point Pinos in a straight line easterly to the eastern shore of Monterey Bay.

19 (b) Any reference to “**District 16**” shall be construed as a reference to **District**
20 **1820**.

21 **Comment.** Section 1820 continues former Section 11024 without change, except as indicated
22 below:

23 The following nonsubstantive changes were made:

- 24 • The district was renamed.
- 25 • Language authorizing reference to the district by its former name was added.

26 § 1825. **District 1825**

27 1825. (a) The following constitutes Fish and Wildlife **District 1825**:

28 The waters and tidelands to high-water mark of Monterey Bay and the Pacific
29 Ocean, lying between a line extending west from Pigeon Point Lighthouse and a
30 line extending west from Yankee Point, Carmel Highlands in Monterey County,
31 excluding the areas included in **District 1820**, and excluding all rivers, creeks,
32 sloughs and lagoons emptying into the Pacific Ocean and Monterey Bay within the
33 boundaries thus defined.

34 (b) Any reference to “**District 17**” shall be construed as a reference to **District**
35 **1825**.

36 **Comment.** Section 1825 continues former Section 11025 without change, except as indicated
37 below:

38 The following nonsubstantive changes were made:

- 39 • The district was renamed.
- 40 • Language authorizing reference to the district by its former name was added.
- 41 • A reference to a district by its former name was updated to reflect its new name.

1 **§ 1830. District 1830**

2 1830. (a) The following constitutes Fish and Wildlife **District** 1830:

3 The ocean waters of the State and tidelands to high-water mark not included in
4 other **districts**, lying between a line extending due west from Yankee Point,
5 Carmel Highlands, in Monterey County, and a line extending from Point Rincon
6 near or at the common boundaries between Santa Barbara and Ventura Counties
7 westerly through Richardson Rock, and excluding all rivers, streams, sloughs, and
8 lagoons.

9 (b) Any reference to “**District 18**” shall be construed as a reference to **District**
10 **1830**.

11 **Comment.** Section 1830 continues former Section 11026 without change, except as indicated
12 below:

13 The following nonsubstantive changes were made:

- 14 • The district was renamed.
- 15 • Language authorizing reference to the district by its former name was added.

16 **§ 1835. District 1835**

17 1835. (a) The following constitutes Fish and Wildlife **District** 1835:

18 The ocean waters of the State and tidelands to high-water mark, and islands off
19 the coast and waters adjacent thereto, lying southerly of Fish and Wildlife **District**
20 **1830**, and northerly of a westerly extension of the boundary line between the
21 Republic of Mexico and San Diego County, excepting **Districts** 1840, 1845, 1850,
22 1855, and 1860, and excluding all rivers, streams, sloughs, lagoons, and bays.

23 (b) Any reference to “**District 19**” shall be construed as a reference to **District**
24 **1835**.

25 **Comment.** Section 1835 continues former Section 11027 without change, except as indicated
26 below:

27 The following nonsubstantive changes were made:

- 28 • The district was renamed.
- 29 • Language authorizing reference to the district by its former name was added.
- 30 • Reference to districts by their former names were updated to reflect their new names.

31 **§ 1840. District 1840**

32 1840. (a) The following constitutes Fish and Wildlife **District** 1840:

33 The ocean waters and tidelands to high-water mark lying between the southerly
34 extremity of Malibu Point and the westerly extremity of Rocky Point (Palos
35 Verdes Point), excluding all rivers, streams and lagoons.

36 (b) Any reference to “**District 19A**” shall be construed as a reference to **District**
37 **1840**.

38 **Comment.** Section 1840 continues former Section 11028 without change, except as indicated
39 below:

40 The following nonsubstantive changes were made:

- 41 • The district was renamed.
- 42 • Language authorizing reference to the district by its former name was added.

1 **§ 1845. District 1845**

2 1845. (a) The following constitutes Fish and Wildlife **District 1845**:

3 The ocean waters and tidelands to high-water mark northerly of the following
4 line:

5 Beginning at the west end of the San Pedro Breakwater, thence in an extended
6 line following the axis of said San Pedro Breakwater, the middle breakwater and
7 the Long Beach Breakwater to the east end of the latter, thence to the outer end of
8 the west jetty of Anaheim Bay.

9 (b) Except as otherwise provided, all of the provisions of this code applicable to
10 **Districts 1750 and 1755** apply to **District 1845**.

11 (c) Any reference to “**District 19B**” shall be construed as a reference to **District**
12 **1845**.

13 **Comment.** Section 1845 continues former Section 11029 without change, except as indicated
14 below:

15 The following nonsubstantive changes were made:

- 16 • Subdivisions were added.
- 17 • The district was renamed.
- 18 • Language authorizing reference to the district by its former name was added.
- 19 • Reference to districts by their former names were updated to reflect their new names.

20 **§ 1850. District 1850**

21 1850. (a) The following constitutes Fish and Wildlife **District 1850**:

22 Santa Catalina Island and the portion of the state waters within three nautical
23 miles of the island’s coast line on the northerly, easterly, and southerly side of the
24 island, lying between a line extending three nautical miles west magnetically from
25 the extreme westerly end of Santa Catalina Island to a line extending three nautical
26 miles southwest magnetically from the most southerly promontory of China Point.

27 (b) Any reference to “**District 20**” shall be construed as a reference to **District**
28 **1850**.

29 **Comment.** Section 1850 continues former Section 11030 without change, except as indicated
30 below:

31 The following nonsubstantive changes were made:

- 32 • The district was renamed.
- 33 • Language authorizing reference to the district by its former name was added.

34 **§ 1855. District 1855**

35 1855. (a) The following constitutes Fish and Wildlife **District 1855**:

36 The waters lying around Santa Catalina Island, within three nautical miles of the
37 coast line of the island, which are not included in **District 1850**.

38 (b) Any reference to “**District 20A**” shall be construed as a reference to **District**
39 **1855**.

40 **Comment.** Section 1855 continues former Section 11031 without change, except as indicated
41 below:

42 The following nonsubstantive changes were made:

- 1 • The district was renamed.
- 2 • Language authorizing reference to the district by its former name was added.
- 3 • A reference to a district by its former name was updated to reflect its new name.

4 **§ 1860. District 1860**

5 1860. (a) The following constitutes Fish and Wildlife **District** 1860:

6 The waters and tidelands to high water mark of San Diego Bay lying inside of a
7 straight line drawn from the southernly extremity of Point Loma to the offshore
8 end of the San Diego breakwater.

9 (b) Any reference to “**District 21**” shall be construed as a reference to **District**
10 1860.

11 **Comment.** Section 1860 continues former Section 11032 without change, except as indicated
12 below:

13 The following nonsubstantive changes were made:

- 14 • The district was renamed.
- 15 • Language authorizing reference to the district by its former name was added.

16 **§ 1865. District 1865**

17 1865. (a) The following constitutes Fish and Wildlife **District** 1865:

18 All of Imperial County and those portions of Riverside and San Bernardino
19 Counties lying south and east of the following line: Starting at the intersection of
20 Highway 99 with the north boundary of Imperial County, thence north along that
21 highway to the intersection with Highway 60 and 70; thence east along Highway
22 60 and 70 to its intersection with the Cottonwood Springs Road in Sec. 9, T. 6 S.,
23 R. 11 E.; thence north along that road and the Mecca Dale Road to Amboy; thence
24 east along Highway 66 to the intersection with Highway 95; thence north along
25 Highway 95 to the California-Nevada boundary.

26 (b) Any reference to “**District 22**” shall be construed as a reference to **District**
27 1865.

28 **Comment.** Section 1865 continues former Section 11033 without change, except as indicated
29 below:

30 The following nonsubstantive changes were made:

- 31 • The district was renamed.
- 32 • Language authorizing reference to the district by its former name was added.

33 **§ 1870. District 1870**

34 1870. (a) The following constitutes Fish and Wildlife **District** 1870:

35 The lands and waters lying within the drainage area of Rubicon and Little
36 Rubicon Rivers above their confluence in Sec. 13, T. 13 N., R. 13 E.; all lands and
37 waters lying within the drainage area of the South Fork of the American River and
38 all its tributaries above Chili Bar Bridge on the Placerville-Georgetown Highway;
39 all of the lands and waters lying within the drainage area of Webber Creek above
40 the Mother Lode Highway between El Dorado and Placerville; the waters of Lake
41 Tahoe and the Truckee River, and all streams flowing into that lake and river, and

1 all lands and waters within the drainage basin of that lake and river lying within
2 this State; the waters of Silver Lake, Twin Lakes, Twin Lake, Blue Lakes,
3 Meadow Lake, Wood Lake, Winnemucca Lake and Scott’s Lake, Burnside Lake,
4 the Carson River, the West Fork of the Carson River, Willow Creek and
5 Markleeville Creek and all tributaries of those streams and all streams flowing into
6 those lakes and all lands and waters lying within the drainage basin of those lakes,
7 rivers and streams within this State; all the waters of the Cosumnes River and its
8 tributaries, and all lakes lying within the watershed of that river and tributaries
9 above the bridge on the Mother Lode Highway between Plymouth and Nashville,
10 all being within the Counties of Alpine, Amador, and El Dorado.

11 (b) Any reference to “**District 23**” shall be construed as a reference to **District**
12 **1870**.

13 **Comment.** Section 1870 continues former Section 11034 without change, except as indicated
14 below:

15 The following nonsubstantive changes were made:

- 16 • The district was renamed.
- 17 • Language authorizing reference to the district by its former name was added.

18 **§ 1875. District 1875**

19 1875. (a) The following constitutes Fish and Wildlife **District 1875**:

20 The waters of Lake Almanor and all streams flowing into that lake and all lands
21 lying within the drainage basin of those streams and lake, all being within the
22 Counties of Plumas and Lassen.

23 (b) Any reference to “**District 25**” shall be construed as a reference to **District**
24 **1875**.

25 **Comment.** Section 1875 continues former Section 11035 without change, except as indicated
26 below:

27 The following nonsubstantive changes were made:

- 28 • The district was renamed.
- 29 • Language authorizing reference to the district by its former name was added.

30 **§ 1880. District 1880**

31 1880. (a) The following constitutes Fish and Wildlife **District 1880**:

32 The waters of the Klamath River as described in the initiative act to create the
33 Klamath River Fish and Wildlife **District**, approved by the electors on November
34 4, 1924, which initiative act provides:

35 The Klamath River Fish and Wildlife **District** is hereby created and shall consist
36 of the Klamath River and the waters thereof, following its meanderings from the
37 confluence of the Klamath River and the Shasta River in the County of Siskiyou to
38 the mouth of the Klamath River in Del Norte County.

39 (b) Any reference to the “Klamath River” **district** shall be construed as a
40 reference to **District 1880**.

41 **Comment.** Section 1880 continues the first three paragraphs of former Section 11036 without
42 change, except as indicated below:

1 The following nonsubstantive changes were made:

- 2 • The district was renamed.
- 3 • Language authorizing reference to the district by its former name was added.

4 **§ 1885. District 1885**

5 1885. (a) The following constitutes Fish and Wildlife **District 1885**:

6 The Klamath River and the waters thereof, following its meanderings from the
7 mouth of the Klamath River in Del Norte County to its confluence with the
8 Salmon River, and also the Trinity River and the waters thereof, following its
9 meanderings from its confluence with the Klamath River in the County of
10 Humboldt to its confluence with the south fork of the said Trinity River.

11 (b) Any reference to the “Trinity and Klamath River” **district** shall be construed
12 as a reference to **District 1885**.

13 **Comment.** Section 1885 continues former Section 11037 without change, except as indicated
14 below:

15 The following nonsubstantive changes were made:

- 16 • The district was renamed.
- 17 • Language authorizing reference to the district by its former name was added.

18 **§ 1890. District 1890**

19 1890. (a) The following constitutes Fish and Wildlife **District 1890**:

20 The ocean waters and tidelands lying within the following boundaries:

21 Beginning at the south side of the pier at San Simeon thence westerly three
22 miles, thence southerly to a point three miles west of the southern boundary of the
23 state park at Cambria in San Luis Obispo County, thence easterly to the southwest
24 point of the state park at Cambria.

25 (b) All of the provisions relating to **District 1830** shall apply to **District 1890**.

26 (c) Any reference to “**District 118**” shall be construed as a reference to **District**
27 **1890**.

28 **Comment.** Section 1890 continues former Section 11038 without change, except as indicated
29 below:

30 The following nonsubstantive changes were made:

- 31 • Subdivisions were added.
- 32 • The district was renamed.
- 33 • Language authorizing reference to the district by its former name was added.
- 34 • A reference to a district by its former name was updated to reflect its new name.

35 **§ 1895. District 1895**

36 1895. (a) The following constitutes Fish and Wildlife **District 1895**:

37 The ocean and tidelands to high-water mark, not included in other **districts**,
38 excluding all rivers, streams, sloughs, and lagoons, bounded by a line beginning at
39 the intersection of the common boundary of Monterey and San Luis Obispo
40 Counties with the mean high-water mark, thence due west two miles to a point,
41 thence by a line following the coast line and parallel to it southerly to a point two

1 miles south of the intersection of the common boundary of Santa Barbara and
2 Ventura Counties with the mean high-water mark, thence north to the intersection
3 of the common boundary of Santa Barbara and Ventura Counties with the mean
4 high-water mark.

5 (b) Except as otherwise provided, all of the provisions relating to **District** 1830
6 shall apply to **District** 1895.

7 (c) Any reference to “**District** 118.5” shall be construed as a reference to
8 **District** 1895.

9 **Comment.** Section 1895 continues former Section 11039 without change, except as indicated
10 below:

11 The following nonsubstantive changes were made:

- 12 • The district was renamed.
- 13 • Language authorizing reference to the district by its former name was added.
- 14 • A reference to a district by its former name was updated to reflect its new name.